

Civil Action No. 3:14-CV-00710-L

2014 MAR -4 AM 11:24

## PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

DEPUTY CLERK

This summons for (name of individual and title, if any) Apogee Software Ltd d/b/a 3D Realms Entertainment  
 was received by me on (date) 02/26/2014

I personally served the summons on the individual at (place) \_\_\_\_\_  
 on (date) \_\_\_\_\_; or

I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_  
 , a person of suitable age and discretion who resides there,  
 on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or

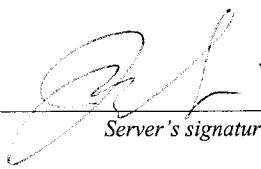
I served the summons on (name of individual) \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of (name of organization) \_\_\_\_\_  
 on (date) \_\_\_\_\_; or

I returned the summons unexecuted because \_\_\_\_\_; or

Other (specify): Delivered to Apogee Software Ltd d/b/a 3D Realms Entertainment by delivering to attorney  
 George Schultz at 5400 LBJ Freeway, Suite 1200, Dallas, TX 75240 on 02/26/2014.

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00

I declare under penalty of perjury that this information is true.

Date: 03/03/2014  
Server's signature

Joe Clewis sch4129 exp 8/31/14 Texas Process Server  
 Printed name and title

5470 LBJ Freeway, Dallas TX 75240

Server's address

Additional information regarding attempted service, etc:

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT  
for the  
Northern District of Texas

<u>Gearbox Software LLC</u>	)	
<i>Plaintiff</i>	)	
v.	)	Civil Action No. 3:14-cv-00710-L
	)	
<u>Apogee Software Ltd et al</u>	)	
<i>Defendant</i>	)	

**Summons in a Civil Action**

**TO:** Apogee Software Ltd

*doing business as* 3D Realms Entertainment

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) -- or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12(a)(2) or (3) -- you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or the plaintiff's attorney, whose name and address are:

Michael Schonberg  
1722 Routh St  
Suite 1500  
Dallas , TX 75201-2533

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT



*Signature of Clerk or Deputy Clerk*

DATE: 02/24/2014

